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PATENT

Attorney Docket No. 02356.0014-09

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )

Luc MONTAGNIER et al. )

Serial No. 08/470,489 )

Filed: June 6, 1995 )

For: RETROVIRUS CAPABLE OF )  
CAUSING AIDS, MEANS AND )  
METHOD FOR DETECTING )  
IT IN VITRO )

Group Art Unit: *#6*

Examiner: Unassigned *3-9-96*  
*DeShone*  
*1813*

Assistant Commissioner for Patents  
Washington, D.C. 20231

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GROUP 1800

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached.

The listed documents were previously submitted in prior application Serial No. 08/214,299, filed March 17, 1994, which is a division of application Serial No. 08/075,020, filed June 11, 1993, which is a continuation of application Serial No. 07/792,524, filed November 18, 1991, which is a divisional of application Serial No. 07/462,908, filed January 10, 1990, now U.S. Patent No. 5,066,782, which is a continuation of application

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Serial No. 07/150,645, filed November 20, 1987, now abandoned, which is a continuation-in-part of application Serial No. 07/003,764, filed January 16, 1987, now U.S. Patent No. 5,051,496, which is a continuation-in-part of application Serial No. 06/933,184, filed November 21, 1986, now abandoned, which is a continuation-in-part of application Serial No. 06/916,080, filed October 6, 1986, now abandoned, and a continuation-in-part of application Serial No. 06/835,228, filed March 3, 1986, now U.S. Patent No. 4,839,288, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

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If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: Michael T. Siekman  
Michael T. Siekman  
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Date: November 3, 1995

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